

REMARKS

The Applicant appreciates the courteous and complete examination of the application by the Examiner. In view of the foregoing amendments and the following remarks, a reconsideration of the instant application is respectfully requested.

In order to expedite the prosecution of this application, claims 15 and 18 have been canceled without prejudice or disclaimer of the subject matter thereof, in favor of Applicant's right to pursue the cancelled claims in a continuing application filed at a later date, thereby permitting the remaining allowed claims to issue as a patent. Claims 1-8, 10-14, 16, 17 and 19 are now in this application.

Regarding the Drawings

The Examiner objected to the drawings submitted by the Applicant on January 30, 2009, specifically that new Figure 10 provide new embodiments not disclosed in the specification as originally filed.

The Applicant respectfully submits a replacement drawing sheet 5 containing Figure 9 only, thereby removing Figure 10 and overcoming the Examiner's objection.

Regarding the Specification

The Applicant has removed the paragraph corresponding to the description of the drawing of Figure 10, thereby corresponding with the removal of Figure 10 from drawing sheet 5.

Regarding the Claims

Regarding the § 112 Rejections

The Examiner rejected claims 15 and 18 under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

The Applicant has cancelled claims 15 and 18, thereby overcoming the above-identified § 112 rejection.

Regarding the Allowable Subject Matter

The Examiner stated that claims 1-8, 10-14, 16, 17 and 19 are allowed.

Conclusion

Although the present communication may include alterations to the application or claims, or characterizations of claim scope or referenced art, the Applicant is not conceding in this application that previously pending claims are not patentable over the cited references. Rather, any alterations or characterizations are being made to facilitate expeditious prosecution of this application. The Applicant reserves the right to pursue at a later date any previously pending or other broader or narrower claims that capture any subject matter supported by the present disclosure, including subject matter found to be specifically disclaimed herein or by any prior prosecution. Accordingly, reviewers of this or any parent, child or related prosecution history shall not reasonably infer that the Applicant has made any disclaimers or disavowals of any subject matter supported by the present application.

Applicant has endeavored to address all of the Examiner's concerns as expressed in the Office Action. Accordingly, amendments to the claims, the reasons therefor, and arguments in support of patentability of the pending claim set are presented above. Any claim amendments which are not specifically discussed in the above-remarks are made in order to improve the clarity of claim language, to correct grammatical mistakes or ambiguities, and to otherwise improve the clarity of the claims to particularly and distinctly point out the invention to those of skill in the art. Finally, Applicant submits that the claim limitations above represent only illustrative distinctions. Hence, there may be other patentable features that distinguish the claimed invention from the prior art.

With the above amendments being fully responsive to all outstanding rejections and formal requirements, it is respectfully submitted that the claims are now in condition for allowance, and a notice to that effect is earnestly solicited. Should the Examiner feel that there are further issues which might be resolved by means of telephone interview, the Examiner is cordially invited to telephone the undersigned at (403) 444-5695, or by email at davidguerra@internationalpatentgroup.com.

No additional fee is due.

Respectfully Submitted,

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CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO, electronically submitted using EFS-Web, or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

On (Date) 07/06/2009 by David A. Guerra /David A. Guerra/